RECEIVED
CENTRAL FAX CENTER
JAN 2 8 2005

## FACSIMILE TRANSMITTAL SHEET Confidential

DATE: January 28, 2005

TO: Office of Petitions

COMPANY: USPTO FAX: (703) 872-9306

FROM: Barbara Westphal PHONE: (845) 368-4000

FAX: (845) 368-8770

RE: Patent No. 5,960,067; Appln. No. 08/889,776; filed 7/8/1997; issued

9/28/1999

Number of pages including this cover sheet: 8

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

#### **MESSAGE:**

Attached herewith please find a RETRANSMISSION of a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (37 CFR 1.378(c)) for the above-referenced patent. I am also attaching proof of transmission via fax of this document on October 26, 2004, and again on January 18, 2005. According to your office, this Petition was never received.

### Confidentiality Note:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the party named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original message to us at the address by mail. Thank you.

٠.۵

NO. 152 P.Z/B CENTRAL FAX CENTER JAN 2 8 2005

PTO/SB/66 (09-04) Approved for use through 05/31/2006. OMB 0651-0016

U.S. Patent end Tredemark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

MAINTENA	NCE FEE IN A	NINTENTIONALLY DELAYED PAYMENT OF N EXPIRED PATENT (37 CFR 1.378(c))	Docket Number (Optional)			
Com P.O. Alex	Stop Petition missioner for Pater Box 1450 andria, VA 22313-1 (703) 872-9306					
NOTE: If in at (	iformation or assista 703) 305-9282.	ance is needed in completing this form, please contact Petitions Inf	omation			
Patent No.	5.960.087	Application Number <u>08/889,776</u>				
Issue Date	09/28/1999	Filing Date <u>07/08/1997</u>				
CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).						
Also complete the following information, if applicable						
The above - identified patent:						
{		of original Patent No, original issue date_ lication number, dete				
resulted from the entry Into the U.S. under 35 U.S.C. 371 of international application filed on						
CERTIFICATE OF MAILING (37 CFR 1.8(a))						
I hereby certify the United Sta addressed to N	that this paper (ald tes Postal Service Mail Stop Petition, C	ong with any paper referred to as being attached or enclosed) is be on the date shown below with sufficient postage as first class m commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-14	ing deposited with lail in an envelope			
October	262009 Date	Bow Lermen Signature				
		Paul J. Lemer				
		Typed or printed name of person signing Certificate	,			

[Page 1 of 3] This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, USET O to process) an application. Communitating is governed by 35 U.O.C. 122 and 37 U.P.K 1.71 and 1.74. This confection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USETO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form end/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Petent and Tredomark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

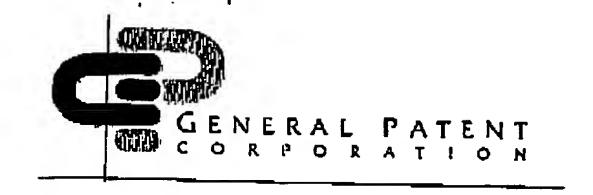
PTO/SE/65 (09-04)

Under the Peperwork Reduction Act of 1985, no parsons are required to re-	(I.C. D-t	amerk Office; U.S. DEPARTM atton unless it displays a valid					
1. SMALL ENTITY							
Patentee claims, or has previously claimed sma							
2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS							
Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g).  3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))							
The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.							
The state of the s	ulis peudon, uniess R W	as paid earlier.					
NOT Small Entity	CU Fulls						
Amount Fee (Code)	Amount	Small Entity					
3 1/2 yr fee (1551)	Amount	Fee	(eboO)				
	<b>✓</b> \$ <u>470.00</u>	3 1/2 yr fee	(2551)				
	<b>5</b>	7 1/2 yr fee	(2552)				
11 1/2 yr fee (1553)	<b></b>	11 1/2 yr fee	(2553)				
4. SURCHARGE The surcharge required by 37 CFR 1.20(i)(2) of \$ 1.640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of the maintenance fee.							
		EING SUBMITTED \$_1					
5. MANNER OF PAYMENT	OF TOTAL	MAG SOBWILLED 2 1	640.00				
Enclosed is a check for the sum of \$							
Please charge Deposit Account No. 503240 the sum of \$ 2,110.00 A duplicate copy of this authorization is attached.							
Payment by credit card. Form PTO-2038 is attached.							
6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY							
The Director is hereby authorized to charge any maintenance for sumbares as a way.							
deficiency to Deposit Account No. 503240 A duplicate copy of this authorization is attached.							
			1				
			ł				
			l				

[Page 2 of 3]

PTO/SB/86 (09-04) Approved for use through 05/31/2006. OMB 0851-0016 U.S. Petent and Tredemark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number 7. OVERPAYMENT As to any overpayment made please Credit to Deposit Account No. 503240 OR Send refund check, WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. 8. STATEMENT The delay in payment of the maintenance fee to this patent was unintentional. 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED. Paul J. Lemer Typed or printed name(s) Registration Number, if applicable 845-36B-4000 Telephone Number Montebello Park, 75 Montebello Road **Address** Suffern, NY 10901 Address 37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest." ENCLOSURES: Maintenance Fee payment Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

[Page 3 of 3]



RECEIVED CENTRAL FAX CENTER JAN 2 8 2005

## FACSIMILE TRANSMITTAL SHEET Confidential

DATE: Ja

January 18, 2005

TO:

Mail Stop Petition

COMPANY: USPTO

FAX:

(703) 872-9306

FROM: Pa

Paul J. Lemer

PHONE:

(845) 368-4000

FAX:

(845) 368-8770

RE:

Retransmission of Petition

Number of pages including this cover sheet: 3 6

RE:

Patent No. 5,960,067, Application No. 08/889,776, filed 7/8/97, issued 9/28/99

At the suggestion of your office, attached herewith please find a RETRANSMISSION of a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (37 CRF 1.378(c)) for the above patent. I am also attaching proof of transmission via fax of this document on October 26, 2004. According to your office, this transmission was not received.

### Confidentiality Note:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the party named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original message to us at the address by mail. Thank you.

JAN.28.2005 4:31PM GENERAL PATENT CORPORATION INT'L

NO.152 P.6/B

P. 1

\* \* \* COMMUNICATION RESULT REPORT ( JAN.18.2005 1:40PM ) \* \* \*

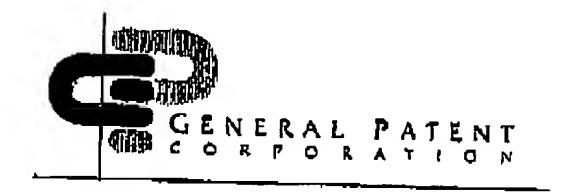
TTI GENERAL PATENT CORPORATION INTIL

FILE MODE OPTION ADDRESS (GROUP) RESULT PAGE
092 MEMORY TX 17038729306 OK P. 6/6

REASON FOR ERROR E-1) HANG UP OR LINE FAIL E-3) NO ANSWER

. 2

E-2) BUSY E-4) NO FACSIMILE CONNECTION



# FACSIMILE TRANSMITTAL SHEET Confidential

DATE: January 18, 2005

TO: Mail Stop Petition

COMPANY: USPTO FAX: (703) 872-9306

FROM: Paul J. Lemer PHONE: (845) 368-4000 FAX: (845) 368-8770

RE: Retransmission of Petition

Number of pages including this cover sheet: 3 6



RECEIVED CENTRAL FAX CENTER JAN 2 8 2005

### FACSIMILE TRANSMITTAL SHEET Confidential

DATE:

October 26, 2004

TO:

Mail Stop Petition

**COMPANY: USPTO** 

FAX:

(703) 872-9306

FROM:

Paul J. Lerner

PHONE:

(845) 368-4000

FAX:

(845) 368-8770

Number of pages including this cover sheet: 4

☐ Urgent ☐ For Review ☐ Please Comment

☐ Please Reply

☐ Please Recycle

#### Message:

Attached please find a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (37 CFR 1.378(c)) in U.S. Patent No. 5,960,067.

### Confidentiality Note:

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the party named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original message to us at the address by mail. Thank you.

\* \* COMMUNICATION RESULT REPORT ( OCT. 26.2004 12:58PM ) \* \* \*

TTI GENERAL PATENT CORPORATION INTIL

FILE MODE OPTION 659 MEMORY TX

ADDRESS (GROUP)

RESULT

PAGE

17038729326

**OK** 

P. 4/4

REASON FOR ERROR E-1) HANG UP OR LINE FAIL E-3) NO ANSWER

E-2) BUSY E-4) NO FACSIMILE CONNECTION



### FACSIMILE TRANSMITTAL SHEET Confidential

DATE: October 26, 2004

TO: Mall Stop Petition

COMPANY: USPTO

FAX:

(703) 872-9306

FROM: Paul J. Lerner FAX:

PHONE:

(845) 368-4000 (845) 368-8770

Number of pages including this cover sheet: 4

☐ Urgent ☐ For Review ☐ Please Comment

☐ Please Reply

☐ Please Recycle

Message: